

The Honorable James L. Robart

**UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF WASHINGTON
AT SEATTLE**

MICROSOFT CORPORATION, a Washington corporation,

Plaintiff.

V.

MOTOROLA, INC., and MOTOROLA
MOBILITY LLC, and GENERAL
INSTRUMENT CORPORATION,

Defendants.

CASE NO. C10-1823-JLR

REPLY IN SUPPORT OF DEFENDANTS'
MOTION TO FILE DOCUMENTS
UNDER SEAL IN SUPPORT OF
MOTOROLA'S MOTION FOR
SUMMARY JUDGMENT AND
MOTIONS TO PRECLUDE AND STRIKE
TESTIMONY OF TODD MENENBERG
AND THEO BODEWIG

**NOTE ON MOTION CALENDAR:
Friday, July 19, 2013**

**REPLY IN SUPPORT OF DEFENDANTS' MOTION TO SEAL RE
MOTIONS FOR SUMMARY JUDGMENT AND TO PRECLUDE
TESTIMONY OF MENENBERG AND BODEWIG
CASE NO. C10-1823-JLR**

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Because Motorola meets the standards for sealing as discussed in the moving brief (Dkt. No. 719), and because Microsoft (*see* Dkt. No. 765) does not oppose Motorola's Motion to File Documents Under Seal in Support of Motorola's Motion for Summary Judgment and Motions to Preclude And Strike Testimony of Todd Menenberg and Theo Bodewig, and offers additional support why Motorola's Motion should be granted, Motorola respectfully requests that the Court grant the Motion, and seal the following:

- Defendants' Motion for Summary Judgment (Dkt. NO. 733)
- Exhibits A, G, H, I, J, O, and EE to the Declaration of Andrea Pallios Roberts in Support of Defendants' Motion for Summary Judgment (Dkt. No. 733)¹
- Defendants' Motion to Preclude and Strike Testimony of Todd Menenberg (Dkt. No. 733)
- Exhibits A and B to the Declaration of Andrea Pallios Roberts in Support of Defendants' Motion to Preclude and Strike Testimony of Todd Menenberg (Dkt. No. 734)
- Defendants' Motion to Exclude and Strike the Testimony of Theo Bodewig (Dkt. No. 737)
- Exhibit A and C to the Declaration of Cheryl Berry in Support of Defendants' Motion to Exclude and Strike the Testimony of Theo Bodewig (Dkt. No. 737)

¹ With respect to Exhibit Y to the Declaration of Andrea Pallios Roberts in Support of Defendants' Motion for Summary Judgment, Motorola inadvertently omitted it from the list of documents exchanged with Microsoft when the parties met and conferred regarding whether documents should remain under seal. Accordingly, because Microsoft designated Ms. Marasco's deposition transcript as confidential under the Protective Order, Motorola moved to file it under seal. Microsoft now indicates in its Response that it does not contend Exhibit Y should remain under seal. (Dkt. No. 765 at 3, n.4.) Motorola accordingly withdraws its request that Exhibit Y to the Declaration of Andrea Pallios Roberts in Support of Defendants' Motion for Summary Judgment be filed under seal.

1 DATED this 19th day of July, 2013.

2 Respectfully submitted,

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REPLY IN SUPPORT OF DEFENDANTS' MOTION TO SEAL RE
MOTIONS FOR SUMMARY JUDGMENT AND TO PRECLUDE
TESTIMONY OF MENENBERG AND BODEWIG - 3
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CERTIFICATE OF SERVICE

I hereby certify that on this day I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the following:

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DATED this 19th day of July, 2013.

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